

UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF PENNSYLVANIA

SUNOCO, INC.,	:	
	:	
and	:	Civil Action No. 2: 04 CV 04087 - JRP
	:	
SUNOCO, INC. (R&M), FORMERLY SUN	:	Judge John R. Padova
COMPANY, INC. (R&M),	:	
	:	
<i>Plaintiffs,</i>	:	
	:	
v.	:	
	:	
ILLINOIS NATIONAL INSURANCE	:	
COMPANY,	:	
	:	
<i>Defendant.</i>	:	

**STIPULATION OF DISMISSAL WITH PREJUDICE  
AND [PROPOSED] ORDER**

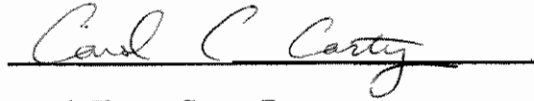
WHEREAS Sunoco, Inc. and Sunoco, Inc. (R&M) (together "Sunoco") and Illinois National Insurance Company ("Illinois National") (collectively, the "Parties") have agreed to the Settlement Agreement, Release, And Covenant Not To Sue effective July 24, 2008 (the "Settlement Agreement");

WHEREAS pursuant to the Settlement Agreement, all claims asserted by Sunoco in the above-captioned action are to be dismissed with prejudice;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Parties, by their undersigned counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the above-captioned action is hereby dismissed with prejudice and without fees, costs or sanctions as to any Party.

Dated: Dec 2, 2008

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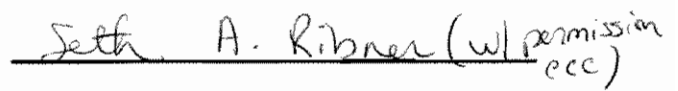
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Sunoco, Inc. (R&M), formerly Sun Company,  
Inc. (R&M)*

SO ORDERED:

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BY THE COURT

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John R. Padova, J.